

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Marcella Fox,

Plaintiff

v.

Ryan Kovacs, et al.,

Defendants

Case No. 2:24-cv-00047-CDS-NJK

**Order Denying as Moot Defendants'
Motion to Dismiss and Denying as Moot
Plaintiff's Pending Motions**

[ECF Nos. 12, 40, 41, 50]

Plaintiff Marcella Fox filed an amended complaint (ECF No. 66), which has the effect of superseding the original complaint in its entirety. *Hal Roach Studios, Inc. v. Richard Feiner & Co.*, 896 F.2d 1542, 1546 (9th Cir. 1990); *see also Ramirez v. Cnty of San Bernardino*, 806 F.3d 1002, 1008 (9th Cir. 2015). For this reason, defendants Ryan Kovacs, Le Croque Mitaine LLC, and Orange Realty Group LLC's motion to dismiss targeting the original complaint [ECF No. 12] is denied as moot. "Because the Defendants' motion to dismiss targeted the Plaintiff's . . . Complaint, which was no longer in effect, we conclude that the motion to dismiss should have been deemed moot[.]". *Ramirez*, 806 F.3d at 1008. Further, because the motion to dismiss is moot, Fox's requests for the court to issue a ruling on defendants' motion to dismiss [ECF Nos. 40, 41] and request for rulings on pending motions [ECF No. 50] are denied as moot.

Dated: January 24, 2025


Cristina D. Silva
United States District Judge